



Ergman and  
1/17/03  
#8/RESPONSE

## PATENT APPLICATION

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q63008

Hideo WATANABE, et al.

Appln. No.: 09/776,663

Group Art Unit: 3711

Confirmation No.: 2525

Examiner: Alvin A. HUNTER

Filed: February 06, 2001

For: MULTI-PIECE SOLID GOLF BALL

### RESPONSE UNDER 37 C.F.R. § 1.111

Commissioner for Patents  
Washington, D.C. 20231

Sir:

In response to the Office Action dated October 21, 2002, please consider the remarks as submitted herewith.

### REMARKS

Claims 1-2 are all the claims pending in the application. Claims 1 and 2 stand provisionally rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1 and 8 of copending Application No. 09/667,301 in view of Farrally et al. (Science and Golf III). Applicant submits herewith a terminal disclaimer which disclaims the terminal part of any patent issuing from the present application. However, the submission of the terminal disclaimer is not intended as an admission that the claims of the patent application applied by the Examiner are substantively sufficient to support the Examiner's rejection. Accordingly, Applicant respectfully requests that the provisional double patenting rejection of claims 1-2 be reconsidered and withdrawn.

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